

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

C I V I L A P P E A L N O . 7 9 9 6 O F 2 0 0 4

H E A V Y E N G I N E E R I N G C O R P O R A T I O N L T D . Appellant (s)

V E R S U S

M A C H I N E W O R K S (I N T E R N A T I O N A L) L T D . Respondent(s)

(office report for diretion)

Date: 2 9 / 0 9 / 2 0 0 8 This Appeal was called on for hearing today.

C O R A M :

H O N ' B L E M R . J U S T I C E R . V . R A V E E N D R A N
H O N ' B L E M R . J U S T I C E L O K E S H W A R S I N G H P A N T A

For Appellant(s)

Ms. Binu Tamta, Adv.

For Respondent(s)

Ms. Radha Rangasw a my, Adv.(N P)

UPON hearing counsel the Court made the following
O R D E R

Justice Vikra m a ditya Pr a s a d, retired Judge of the Jh a r k h a n d High Court who was appointed as sole Arbitrator has withdrawn from the Arbitration vide proceedings dated 2 7 . 0 7 . 2 0 0 8 . Learned counsel for the appellant has suggested certain names. We hereby appoint Justice P. K . Sar k a r, a retired Judge of the Jh a r k h a n d High Court as sole Arbitrator in place of the previous Arbitrator. The previous Arbitrator will deliver all the records and files to Justice P. K . Sar k a r to enable him to enter upon the reference and proceed with the Arbitration. The parties shall co-operate with the Arbitrator for early completion of Arbitration.

Office report is ordered accordingly.

(P A W A N K U M A R) (A N A N D S I N G H)
C O U R T M A S T E R C O U R T M A S T E R
(signed order is placed on the file)
I N T H E S U P R E M E C O U R T O F I N D I A

C I V I L A P P E L L A T E J U R I S D I C T I O N

C I V I L A P P E A L N O . 7 9 9 6 O F 2 0 0 4

H E A V Y E N G I N E E R I N G C O R P O R A T I O N L T D
A P P E L L A N T

V E R S U S

M A C H I N E W O R K S (I N T E R N A T I O N A L) L T D
R E S P O N D E N T

O R D E R

Justice Vikramaditya Prasad, retired Judge of the Jharkhand High Court who was appointed as sole Arbitrator has withdrawn from the Arbitration vide proceedings dated 27.07.2008. Learned counsel for the appellant has suggested certain names. We hereby appoint Justice P. K. Sarkar, a retired Judge of the Jharkhand High Court as sole Arbitrator in place of the previous Arbitrator. The previous Arbitrator will deliver all the records and files to Justice P. K. Sarkar to enable him to enter upon the reference and proceed with the Arbitration. The parties shall co-operate with the Arbitrator for early completion of Arbitration.

Office report is ordered accordingly.

.....J .
(R.V. RAVEENDRAN)

.....J .
(LOKESHWAR SINGHPANTA)

NEW DELHI,
SEPTEMBER 29, 2008.